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United States Bankruptcy Court Eastern District of Pennsylvania

In re: Shamar David Debtor Case No. 17-17538-elf Chapter 13

CERTIFICATE OF NOTICE

District/off: 0313-2 User: Virginia Page 1 of 1 Date Rcvd: May 26, 2020 Form ID: pdf900 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 28, 2020.

db +Shamar David, 5228 Westford Road, Philadelphia, PA 19120-3619

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 28, 2020 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 26, 2020 at the address(es) listed below:

on behalf of Creditor on behalf of Creditor MARIO J. HANYON Bank Of America, N.A. paeb@fedphe.com Bank Of America, N.A. et al paeb@fedphe.com MARIO J. HANYON REBECCA ANN SOLARZ on behalf of Creditor PENNYMAC LOAN SERVICES, LLC, ET AL.

bkgroup@kmllawgroup.com

on behalf of Creditor REBECCA ANN SOLARZ Pennymac Loan Services, LLC bkgroup@kmllawgroup.com on behalf of Creditor Bank Of America, N.A. ROBERT J. DAVIDOW robert.davidow@phelanhallinan.com

THOMAS YOUNG.HAE SONG on behalf of Creditor Bank Of America, N.A. paeb@fedphe.com THOMAS YOUNG.HAE SONG on behalf of Creditor PENNYMAC LOAN SERVICES, LLC, ET AL.

paeb@fedphe.com

USTPRegion03.PH.ECF@usdoj.gov United States Trustee

WILLIAM C. MILLER, Esq. on behalf of Trustee WILLIAM C. MILLER, Esq. ecfemails@ph13trustee.com, philaecf@gmail.com

WILLIAM C. MILLER, Esq. ecfemails@ph13trustee.com, philaecf@gmail.com

on behalf of Debtor Shamar David Perlick@verizon.net, pirelandl@verizon.net ZACHARY PERLICK TOTAL: 11

IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

Shamar David aka Shamar David-Fetherson <u>Debtor</u>	CHAPTER 13
PennyMac Loan Services, LLC, servicer for Bank of America, N.A.	
<u>Movant</u> vs.	NO. 17-17538 ELF
Shamar David aka Shamar David-Fetherson <u>Debtor</u>	11 U.S.C. Section 362
William C. Miller, Esquire <u>Trustee</u>	11 O.S.C. Section 302

STIPULATION

AND NOW, it is hereby stipulated and agreed by and between the undersigned as follows:

The post-petition arrearage on the mortgage held by the Movant on the Debtor's residence is \$8,534.07 which breaks down as follows:

Post-Petition Payments:

July 2019 to August 2019 at \$842.71/month

September 2019 to April 2020 at \$760.22/month

Fees & Costs Relating to Motion:

\$1,031.00

Suspense Balance:

\$264.11

Total Post-Petition Arrears

\$8,534.07

- 2. The Debtor shall cure said arrearages in the following manner:
- a). On or before April 30, 2020, the Debtor shall make a down payment in the amount of \$760.22;
- b). Within seven (7) days of the filing of this Stipulation, Debtor shall file an Amended Chapter 13 Plan to include the post-petition arrears of \$7,773.85.
- c). Movant shall file an Amended or Supplemental Proof of Claim to include the post-petition arrears of \$7,773.85 along with the pre-petition arrears;
- d). The new 410A form for a Proof of Claim shall not be required for this Amended or Supplemental Proof of Claim.
- 3. Beginning with the payment due May 1, 2020 and continuing thereafter, Debtor shall pay to Movant the present regular monthly mortgage payment of \$760.22 (or as adjusted

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> pursuant to the terms of the mortgage) on or before the first (1st) day of each month (with late charges being assessed after the 15th of the month).

> Should Debtor provide sufficient proof of payments made, but not credited (front &

back copies of cancelled checks and/or money orders), Movant shall adjust the account accordingly.

In the event the payments under Section 3 above are not tendered pursuant to the terms of this stipulation, Movant shall notify Debtor and Debtor's attorney of the default in writing

and the Debtor may cure said default within FIFTEEN (15) days of the date of said notice. If Debtor

should fail to cure the default within fifteen (15) days, Movant may file a Certification of Default

with the Court and the Court shall enter an Order granting Movant immediate relief from the

automatic stay and waiving the stay provided by Bankruptcy Rule 4001(a)(3).

If the case is converted to Chapter 7, Movant shall file a Certification of Default 6.

with the Court and the Court shall enter an order granting Movant relief from the automatic stay.

If the instant bankruptcy is terminated by either dismissal or discharge, this 7.

agreement shall be null and void, and is not binding upon the parties.

The provisions of this stipulation do not constitute a waiver by Movant of its right to 8.

seek reimbursement of any amounts not included in this stipulation, including fees and costs, due

under the terms of the mortgage and applicable law.

The parties agree that a facsimile signature shall be considered an original signature. 9.

Date: April 14, 2020

5.

By: /s/ Rebecca A. Solarz, Esquire

Attorney for Movant

4-27-20

Zachar Perlick, Esquire

Attorney for Debtor

Date: May 18, 2020

/s/ LeRoy W. Etheridge, Esq. for

William C. Miller, Esquire

Chapter 13 Trustee

NO OBJECTION *without prejudice to any trustee rights and remedies. Case 17-17538-elf Doc 91 Filed 05/28/20 Entered 05/29/20 00:43:29 Desc Imaged Certificate of Notice Page 4 of 4

Approved by the Court this 26th day of	May , 2020. However, the court
retains discretion regarding entry of any further	order.
	Bankruptcy Judge
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